

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Chartrain, M. *et al.*

Serial No.: 10/588,295

Case No.: 21502P

Art Unit: 1636

Filed: August 4, 2006

Examiner: Joike, Michele

For: PROCESS FOR LARGE SCALE PRODUCTION OF  
PLASMID DNA BY *E. COLI* FERMENTATION

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT, 35 U.S.C. § 121 and § 372**

Dear Sir:

In response to the Office Action mailed February 4, 2009 17, please consider the following election. Time for responding to this Office Action has been calculated to run through March 6, 2009. However, if additional time is required to enter this response, please treat this paper as a request under 37 C.F.R. §1.136(a) to extend the time as required and charge Merck Deposit Account No. 13-2755 the appropriate fee as a large entity.

**REMARKS** begin on page 2 of this paper.